

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

DIANA MUIR d/b/a PORTASCHOOL, INC.

Plaintiff,

v.

BLACKBOARD, INC. and
U.S. PATENT OFFICE,

Defendants.

Civil Action File No.

1:06-CV-1865-RLV

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

COMES NOW Plaintiff Diana Muir, d/b/a PortaSchool, Inc., prior to service of an answer or of a motion for summary judgment by Defendants, and hereby dismisses this action *without prejudice* pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure.

This 6th day of September, 2006.

s/Dan R. Gresham

Dan R. Gresham

Georgia State Bar No. 310280

**THOMAS, KAYDEN, HORSTEMEYER
& RISLEY, L.L.P.**

100 Galleria Parkway

Suite 1750

Atlanta, Georgia 30339

Telephone: (770) 933-9500

Facsimile: (770) 951-0933

Attorney for Plaintiff

Entered as dismissed pursuant to Rule 41(a) (D000) F.R.C.P.

James N. Hatten, Clerk

By: 
Deputy Clerk